

EXTRAORDINARY

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR

CIVIL SECRETARIAT HOME DEPARTMENT

Notification

Jammu, the 6th of May, 2020.

SO6152. Whereas, on 23-05-2019 unknown terrorists hurled a hand grenade towards Naka party of Police/CRPF in Main Chowk, Awantipora in front of Police Station, Awantipora resulting in injuries to four pedestrians ; and

2. Whereas, a case FIR No. 76/2019 under sections 307-RPC, 7/27 A. Act, 16, 18, 20 and 38 Unlawful Activities (Prevention) Act, 1967 came to be registered in P/S, Awantipora and investigation was taken up ; and

3. Whereas, during the course of investigation one suspect namely Anayat Bashir S/o Bashir Ahmad R/o Katipora, Chersoo was called in the Police Station and he disclosed that on 26th January, 2019 he and

his friend namely (1) Rameez Ahmad Wani R/o Chersoo, (2) Rameez Raja Mir R/o Dadsara and (3) Ubaid Nazir Rather R/o Dadsara met one active terrorist namely Umar Fayaz Thoker S/o Fayaz Ahmad Thoker R/o Panzoo, Tral of JeM outfit in an orchard near Village Bargam ; and

4. Whereas, during further disclosure the accused disclosed that they promised the said terrorist to work with JeM outfit. The terrorist assigned them the task of pasting posters in the area and also handed over three hand grenades to the accused persons ; and

5. Whereas, the accused persons hurled a grenade on a naka party of Police/CRPF in the Main Market of Awantipora town on 23-05-2019 ; and

6. Whereas, during the course of investigation all the accused persons came to be arrested in the case by the Police, Awantipora and recovered 02 hands grenades, 04 blank Letter Pads of JeM outfit including the Safety Pin of the lobbed grenade from the possession of accused persons ; and

7. Whereas, the accused terrorist Umar Fayaz Thoker S/o Fayaz Ahmad Thoker R/o Panzoo, Tral was killed in an encounter at Tral with the security forces and accordingly has been dropped from the list of accused in the case ; and

8. Whereas, on the basis of statements of witnesses, the seizure memos and other evidence, the Investigating Officer has established a *prima facie* case against the below mentioned accused for commission of offence as indicated against each as under :ô

S. No.	Name of accused	Offences
1.	Anayat Bashir S/o Bashir Ahmad R/o Katipora, Chersoo	16, 18, 20 and 38 ULA (P) Act, 1967.
2.	Rameez Ahmad Wani S/o Bashir Ahmad Wani R/o Katipora, Chersoo	
3.	Rameez Raja S/o Ghulam Mohi-ud-Din Mir R/o Dadsara	16, 18, 20 and 38 ULA (P) Act, 1967.
4.	Ubaid Nazir Rather S/o Nazir Ahmad Rather R/o Dadsara	

No. 5-h] The J&K Official Gazette, 6th May, 2020/16th Vol., 1942. 3
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9. Whereas, the Authority appointed by the Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967 has independently examined the case diary file and all the other relevant documents of the case and has come to a conclusion that *prima facie case* against the above-mentioned accused was made out ; and

10. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government is of the view that there is sufficient material and evidence available against the accused persons for prosecution under the aforesaid provisions of law.

Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the Government hereby accords sanction for launching prosecution against the above named accused persons under sections 16, 18, 20 and 38 of Unlawful Activities (Prevention) Act, 1967, in case FIR No. 76/2019 of Police Station, Awantipora.

By order of the Government of Jammu and Kashmir.

(Sd.) -----

Principal Secretary to the Government,
Home Department.